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To: pdxharborcag@lists.onenw.org
Subject: [pdxharborcag] PRP notice letters -- public information meeting July 18
Date: 07/05/2006 09:01 AM
Attachments: [7.1.06.Pub Notice re PH Consent Judgement.DOC](#)

Hello everyone,

I hope you all enjoyed safe and fun July 4ths, and I look forward to seeing you at next week's CAG meeting.

At recent CAG meetings, we have talked about the "notice letters" that EPA and DEQ sent to potentially responsible parties (PRPs) in the Portland Harbor area in late April/early May that explained their potential liability for contamination in the Harbor and encouraged them to become participants in the ongoing in-water Remedial Investigation and Feasibility Study (RI/FS). DEQ's letters let the PRPs know that they may be liable for past DEQ costs associated with Harbor contamination, and offered an opportunity to enter a settlement with the state for the past costs. A number of parties responded to DEQ's settlement offer, and negotiations occurred in May and June. The state is now proposing to settle with these parties and is seeking public comment on the proposed settlement.

The proposed settlement is in the form of a "consent judgment" that would require PRPs to pay an amount in satisfaction of outstanding DEQ costs, to reimburse DEQ's support agency costs for the RI/FS, and to help perform or finance the RI/FS under EPA's oversight. In return for the payments and work, DEQ would provide PRPs with a covenant-not-to-sue, right of contribution, and contribution protection for certain parts of the project. The consent judgment would *not* apply to ongoing environmental investigations and source control work at specific upland facilities that are occurring under DEQ agreements and orders, or to EPA's selection and implementation of a final cleanup remedy for the in-water contamination, or to other possible PRP liabilities at Portland Harbor such as natural resource damages.

DEQ is seeking comments on the proposed consent judgment during a comment period that runs from July 1 to August 1, 2006, and we are holding a **public information meeting on July 18 at 6:00 p.m.** at the City Water Pollution Control Lab, located at 6543 N. Burlington Avenue in Portland. During the meeting, DEQ will provide information about the proposed consent judgment and talk with attendees about any questions or suggestions that are offered. Written comments may be submitted to DEQ through August 1 by sending them via email or mail to Jim Anderson, Portland Harbor Project Manager, at anderson.jim@deq.state.or.us or at DEQ, 2020 SW 4th Ave., Suite 400, Portland, OR 97201. The proposed consent judgment is available on DEQ's Portland Harbor web site at www.deq.state.or.us/nwr/PortlandHarbor/ph.htm under "Recent Announcements." The document is also available for review at DEQ's Northwest Region Office, located at 2020 SW 4th Ave., fourth floor, in Portland.

If you have any questions that you'd like to talk through before or after the meeting, please let me or Jim Anderson know.

Thanks,
Mikell

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